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MAR 16 John S. Nagy, Reg. No. 30,664

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

: 10/715,150

**Applicants** 

: Lilip Lau, Joshua Wallin

Filed

November 17, 2003

Art Unit

: Unassigned

Examiner

: Unassigned

Title

CARDIAC HARNESS DELIVERY DEVICE AND METHOD

Docket No.:

: PARCR 67359

Customer No.

24201

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The documents listed on the enclosed Form PTO/SB/08A have come to the attention of Applicants and are submitted to the Office under 37 C.F.R. § 1.97. A copy of each of the listed articles is enclosed.

Applicants believe that this Information Disclosure Statement has been filed before the mailing date of a first Office action on the merits in accordance with 37 C.F.R. § 1.97(b)(3) and therefore, no fee is due. However, if a fee is in fact due the

Commissioner is authorized to charge our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:

John S. Nagy

Registration No. 30,664

JSN:jeb Enclosures

Howard Hughes Center 6060 Center Drive, Tenth Floor Los Angeles, CA 90045 Telephone: (310) 824-5555 Facsimile: (310) 824-9696 Customer No. 24201

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PTO/SB/08a (06-03)

U.S. Patent and Trade:

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Substitute for form 1449A/PTO
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STATEMENT 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Application Number	10/715,150
Filing Date	November 17, 2003
First Named Inventor	Lilip Lau
Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	PARCR 67359

			U.S	. PATENT DOCUMEN	NTS	
Examiner Initials*	Cite No <sup>1</sup>	Number	Number Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevan Figures Appear
		6,689,048		02/10/04	Vanden Hoek et al.	
		6,695,769		02/24/04	French et al.	
		6,701,929		03/09/04	Hussein	
		6,723,041		04/20/04	Lau et al.	
		6,730,016		05/04/04	Cox et al.	
		6,755,779		06/20/04	Vanden Hoek et al.	<del> </del>
		2004/0122069		07/08/04	Shapland et al.	
		2004/0171907		09/02/04	Alferness et al.	
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	STATEMENT BY		First Named Inventor	Lilip Lau
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	(use as many sheets	is as necessary)	Examiner Name	Unassigned
Sheet	2	of 2	Attorney Docket Number	PARCR 67359

		OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No <sup>1</sup> .	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		WHARTON, J. Marcus, et al., Electrophysiological Effects of Monophasic and Biphasic Stimuli in Normal and Infarcted Dogs, PACE, Vol. 13, pp. 1158-1172, September 1990	
		SHABETAI, Ralph, The Role of the Pericardium in the Pathophysiology of Heart Failure, Congestive Heart Failure, Second Edition, Chapter 9, pp. 157-187, 2000	
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Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <u>www.uspto.gov</u> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is

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John S. Nagy Reg. No. 30,664

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

: 10/715,150

**Applicants** 

Lilip Lau, Joshua Wallin

Filed

: November 17, 2003

**Art Unit** 

: 3736

Examiner

: Unassigned

Title

CARDIAC HARNESS DELIVERY DEVICE AND METHOD

Docket No.:

PARCR 67359

Customer No.

24201

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The documents listed on the enclosed Form PTO/SB/08a have come to the attention of Applicants and are submitted to the Office under 37 C.F.R. § 1.97. A copy of each of the cited articles is enclosed.

Pursuant to 37 C.F.R. § 1.97(e)(2), no item contained in the Information

Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, no item of

information contained in the Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this Statement, therefore no fee is due. However, if a fee is in fact due, please charge our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

The references cited on the Form PTO/SB/O8a may not constitute prior art to the subject matter of the invention claimed in the pending application. The documents therefore are disclosed here in an abundance of caution, in light of 37 C.F.R. § 1.56.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

Bv

John S. Nagy

Registration No. 30,664

JSN:jeb Enclosures

Howard Hughes Center 6060 Center Drive, Tenth Floor Los Angeles, CA 90045 Telephone: (310) 824-5555 Facsimile: (310) 824-9696 Customer No. 24201

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d for use through 07/31/2003 OMB 0651-0031 U.S. Patent and Traden Under the Paperwork Reduction A. ... 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

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### INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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C	omplete if Known	_
Application Number	10/715,150	_
Filing Date	November 17, 2003	_
First Named Inventor	Lilip Lau	_
Art Unit	3736	_
Examiner Name	Unassigned	_
Attorney Docket Number	PARCR 67359	_

Z			U.S.	PATENT DOCUMEN	ITS	
Examiner Initials*	Cite No <sup>1</sup>	Number	nt Number  Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		6,881,185		04/19/2005	Vanden Hoek et al.	
		6,887,192		05/03/2005	Whayne et al.	
		6,893,392		05/17/2005	Alferness	
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		6,902,522		06/07/2005	Walsh et al.	
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ļ	ļ	6,908,426		06/21/2005	Shapland et al.	
		2005/0059854		03/17/2005	Hoek et al.	
		2005/0085688		04/21/2005	Girard et al.	
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Initials*	No	Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (use as many sheets as necessary)	C	omplete if Known
Substitute for form 1449B/PTO	Application Number	10/715,150
INFORMATION DISCLOSURI	Filing Date	November 17, 2003
	Time Man 1 to 1	Lilip Lau
	Group Art Unit	3736
(use as many sheets as necessary)	Examiner Name	Unassigned
Sheet 2 of 2	Attorney Docket Number	PARCR 67359

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No <sup>1</sup> .	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Zhou, Xiaohong, et al., Epicardial Mapping of Ventricular Defibrillation With Monophasic and Biphasic Shocks in Dogs, Circulation Research, Vol. 72, No. 1, pp. 145-160, January 1993	
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		Sandstedt, Bengt, et al., Bidirectional Defibrillation Using Implantable Defibrillators: A Prospective Randomized Comparison Between Pectoral and Abdominal Active Generators, PACE, Vol. 24, Part I, pp. 1343-1353, September 2001	
		Schulte, B., et al., Dual-Coil vs. Single-Coil Active Pectoral Implantable Defibrillator Lead Systems: Defibrillation Lead Requirements and Probability of Defibrillation Success at Multiples of the Defibrillation Energy Requirements, Europace, Vol. 3, pp. 177-180, July 2001	
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			-	First Named Inventor	Lilip Lau		
STATEMENT BY APPLICANT				Art Unit	Unassigned		
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Sheet	1	of 1		Attorney Docket Number	PARCR 67359		
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		5,333,624		08/02/94	Tovey	
		2002/028981		03/07/02	Lau et al.	* ***
		2002/0077637		06/20/02	Vargas et al.	
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John S. Nagy, Reg. No. 30,664

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/715,150

**Applicants** 

: Lilip Lau, Joshua Wallin

Filed

November 17, 2003

Art Unit

3736

Examiner

: Unassigned

Title

CARDIAC HARNESS DELIVERY DEVICE AND METHOD

Docket No.:

PARCR 67359

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24201

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# **FOURTH SUPPLEMENTAL**

# INFORMATION DISCLOSURE STATEMENT

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By:

John S. Nagy

Registration No. 30,664

JSN:jeb Enclosures

Howard Hughes Center 6060 Center Drive, Tenth Floor Los Angeles, CA 90045 Telephone: (310) 824-5555 Facsimile: (310) 824-9696

Customer No. 24201

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Appr od for use through 07/31/2003 OMB 0651-0031

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Complete if Known Substitute for form 1449A/PTO 10/715,150 Application Number November 17, 2003 Filing Date INFORMATION DISCLOSURE Lilip Lau First Named Inventor STATEMENT BY APPLICANT 3736 Art Unit Unassigned (use as many sheets as necessary) **Examiner Name** of | I PARCR 67359 Attorney Docket Number

		T		PATENT DOCUMEN	ITS	
Examiner Initials*	Cite No <sup>1</sup>	Number	ent Number  Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		5,876,432		03/02/1999	Lau et al.	
		6,076,013		06/13/2000	Brennan et al.	
		6,217,894		04/17/2001	Sawhney et al.	
		6,312,725		11/06/2001	Wallace et al.	
		6,352,710		03/05/2002	Sawhney et al.	
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		6,633,780		10/14/2003	Berger	
		6,699,259		03/02/2004	Fogarty et al.	
		6,759,431		07/06/2004	Hunter et al.	
		6,818,018		11/16/2004	Sawhney	
		6,833,408		12/21/2004	Sehl et al.	
	ļ	6,876,887	-	04/05/2005	Okuzumi	
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FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No <sup>1</sup>	Foreign Patent Document			Publication Date	Name of Patentee or	Pages, Columns, Lines	
		Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	Т°
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